

February 12, 2009

FILED  
2009 FEB 12 P 2:23  
PUBLIC UTILITIES  
COMMISSION

**HAND DELIVER**

The Honorable Chairman and Members of the  
Hawaii Public Utilities Commission  
465 South King Street  
Kekuanaoa Building, Room 103  
Honolulu, HI 96813  
Attention: Kaiulani Kidani Shinsato, Esq.

Re: Docket No. 2008-0115 - In the Matter of Public Utilities Commission Instituting a Proceeding to Provide Temporary Rate Relief to Molokai Public Utilities, Inc. ("MPU"), Wai'ola O Moloka'i, Inc. ("Wai'ola"), and MOSCO, Inc. (collectively, "Utilities"): MPU and Wai'ola's Joint Request for Extension of Time to Submit Applications for General Rate Increases

Dear Commissioners and Commission Staff:

Pursuant to Ordering Paragraph 8 (Part III, Subpart 8) of the Commission's Order Approving Temporary Rate Relief for Molokai Public Utilities, Inc. and Wai'ola O Moloka'i, filed in the above-referenced docket on August 18, 2008 ("Temporary Rate Order"), the Hawaii Public Utilities Commission ("Commission") directed MPU and Wai'ola to file an application for a general rate increase (if a third-party is not found to take over the Utilities' system), within six months of the date of the Temporary Rate Order.<sup>1</sup> Because the Temporary Rate Order is dated August 14, 2008, the six-month period expires on February 17, 2009.<sup>2</sup> To date, a third-party successor to the Utilities' systems has not been found. MPU and Wai'ola, therefore, are in the process of preparing separate applications for general rate increases as required by the Temporary Rate Order.

Due to the complexities of the general rate case and the need to prepare numerous detailed exhibits and/or supporting documents, MPU and Wai'ola hereby jointly request a 13-day extension of time (i.e., from February 17, 2009, to March 2, 2009) to comply with Ordering Paragraph 8 of the Temporary Rate Order and submit their general rate increase

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<sup>1</sup> As set forth in the Temporary Rate Order, the existing parties in this proceeding are: (1) the Utilities; (2) Molokai Properties Limited, dba Molokai Ranch; (3) the County of Maui; and (4) the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate").

<sup>2</sup> Because the six-month period ends on Saturday, February 14, 2009, and Monday, February 16, 2009 is a holiday, the period runs until the next day that is not a weekend or holiday, which is Tuesday, February 17, 2009. See Hawaii Administrative Rules § 6-61-22.

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applications.<sup>3</sup> The Consumer Advocate's office has verbally indicated that they do not object to MPU and Wai'ola's joint request for an extension of time.

Thank you for your consideration in this matter. If you should have any questions, please do not hesitate to contact the undersigned.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael H. Lau", with a stylized, cursive flourish at the end.

Michael H. Lau  
Yvonne Y. Izu  
Sandra L. Wilhide

Attorneys for MPU and Wai'ola

cc: Consumer Advocate  
Mr. P.A. Nicholas  
Ms. Jane E. Lovell, County of Maui  
Ms. Jeannette H. Castagnetti, County of Maui

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<sup>3</sup> It should be noted that on October 29, 2008, the Utilities filed a Motion to Extend Order Approving Temporary Rate Relief requesting that the Commission amend Ordering Paragraph 4 of the Temporary Rate Order to amend the termination date for the temporary rate increases from February 28, 2009 for an additional six months, or such time as may be necessary for the Utilities to obtain Commission approval of the general rate increase applications required under the said Order. The Utilities' motion is currently still pending before the Commission.